



RECEIVED

Hazardous Waste Compliance
AUG 07 1996 Monitoring and Enforcement LogFORM
A

HANDLER

LDF ()
HWM ()TSF ☒
HWB ()GEN ☒
UOM ()KG ()
UOB ()SQ ()
NOT A GEN ()

TRA ()

ID Number: KSD007246846

AT N/A
FT 8-19-96CL N/A
RCRIS 9-3-96

Handler Name: Hydrocarbon Recyclers Inc.

Street: 2549 N. New York City: Wichita

County: SG

EVALUATION

New ☐

Followup: Date (on site)

Date (of letter) 08 05 96

Delete ☐

Date 96 04 18 Agency S Type CSE Reason 01 Person T4H District SC

Areas of Evaluation (EV - Evaluted, NE - Not Evaluated, NA - Not Applicable)

Generator		Transporter	Treatment/Storage/Disposal Facility				Other
GER <input type="checkbox"/>	GPT <input checked="" type="checkbox"/>	TGR <input type="checkbox"/>	DCH <input type="checkbox"/>	DGW <input type="checkbox"/>	DMC <input checked="" type="checkbox"/>	DPP <input checked="" type="checkbox"/>	BRR <input type="checkbox"/>
GGR <input checked="" type="checkbox"/>	GRR <input type="checkbox"/>	TMR <input type="checkbox"/>	DCL <input type="checkbox"/>	DIN <input type="checkbox"/>	DMR <input type="checkbox"/>	DSI <input type="checkbox"/>	CAS <input type="checkbox"/>
GLB <input checked="" type="checkbox"/>	GSC <input type="checkbox"/>	TOR <input type="checkbox"/>	DCP <input type="checkbox"/>	DLB <input type="checkbox"/>	DOR <input type="checkbox"/>	DTR <input type="checkbox"/>	CSS <input type="checkbox"/>
GMR <input checked="" type="checkbox"/>	GSQ <input type="checkbox"/>	TRR <input type="checkbox"/>	DFR <input type="checkbox"/>	DLF <input type="checkbox"/>	DOT <input type="checkbox"/>	DTT <input type="checkbox"/>	FEA <input type="checkbox"/>
GOR <input type="checkbox"/>		TWD <input type="checkbox"/>	DGS <input checked="" type="checkbox"/>	DLT <input type="checkbox"/>	DPB <input type="checkbox"/>	DWP <input type="checkbox"/>	ILD <input type="checkbox"/>

Used Oil

UOM ☐UOB ☐UTM ☐SUM ☐SUB ☐

COMMENTS

VIOLATION # 1 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 27 Area GGR Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(c)(1)

Description: Update notification

Returned to Compliance

Scheduled: 05 23 96

Actual: 05 23 96

VIOLATION # 2 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 25 Area GPT Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(j)

Description: Satellite dms. not closed

Returned to Compliance

Scheduled: 05 23 96

Actual: 05 23 96

VIOLATION # 3 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 26 Area GPT Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(j)

Description: Satellite dms. not labeled

Returned to Compliance

Scheduled: 05 23 96

Actual: 05 23 96

VIOLATION # 4 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 27 Area GPT Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(j)

Description: Satellite dms. not marked w/ accum start date

Returned to Compliance

Scheduled: 05 23 96

Actual: 05 23 96

Facility Name:

Hydrocarbon Recyclers Inc.

Hazardous Waste Compliance Monitoring and Enforcement Log

FORM
B

ID Number: KSD007246846

Handler Name: Hydrocarbon Recyclers Inc.

VIOLATION # 5 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 218 Area GPT Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(j)

Description: 1 55-gallon in satellite storage area Returned to Compliance

Scheduled: 05 23 96 Actual: 05 23 96

VIOLATION # 6 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 29 Area DMC Class 1 Priority 1 Type SR

Regulation Citation: Permit III C

Description: 18 dms. in poor condition Returned to Compliance

Scheduled: 09 11 96 Actual: 09 11 96

VIOLATION # 7 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 31 Area DMC Class 2 Priority 1 Type SR

Regulation Citation: Permit III E

Description: 3 Containers not closed Returned to Compliance

Scheduled: 05 23 96 Actual: 05 23 96

VIOLATION # 8 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 31 Area DMC Class 1 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(g)

Description: 16 dms. not mkd. w/ accumulation start date Returned to Compliance

Scheduled: 05 23 96 Actual: 05 23 96

VIOLATION # 9 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 32 Area DMC Class 2 Priority 1 Type SR

Regulation Citation: KAR 28-31-4(g)

Description: 19 dms. not labeled Returned to Compliance

Scheduled: 09 11 96 Actual: 09 11 96

VIOLATION # 10 **Date Determined** 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 33 Area DGS Class 2 Priority 1 Type SR

Regulation Citation: Permit III E

Description: 3 daily inspections not documented Returned to Compliance

Scheduled: 09 11 96 Actual: 09 11 96

ENFORCEMENT

New ☐ Change ☒ Delete ☐

Date 96 08 05 Number 120 Agency S Type 120 District SC Person TLH

COVERED VIOLATIONS

Agency	Violation Number	Area
S	16	
S	9	
S	10	
S	11	

Agency	Violation Number	Area
S	12	
S	15	
S	16	
S		

Agency	Violation Number	Area
S		
S		
S		
S		

Comments: _____



R00037535
RCRA Records Center

Hazardous Waste Compliance Monitoring and Enforcement Log

FORM C

ID Number: KSD007246846

Handler Name: Hydrocarbon Recyclers Inc.

VIOLATION # 11 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 34 Area DGS Class 2 Priority ☐ Type SR

Regulation Citation: Permit II.E.

Description: Remedial Action not noted on log

Returned to Compliance

Scheduled: 09 11 96 Actual: ☐ ☐ ☐

VIOLATION # 12 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 35 Area DPP Class 1 Priority ☐ Type SR

Regulation Citation: Permit II.F.

Description: Personnel training overdue

Returned to Compliance

Scheduled: 09 11 96 Actual: ☐ ☐ ☐

VIOLATION # 13 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 36 Area GMR Class 2 Priority ☐ Type SR

Regulation Citation: KAR 28-31-4(d)

Description: Pg. # Omitted on manifest

Returned to Compliance

Scheduled: 05 23 96 Actual: 05 23 96

VIOLATION # 14 Date Determined 04 18 96

New ☐ Change ☒ Delete ☐ Comments ☐

Agency S Number 37 Area GMR Class 2 Priority ☐ Type SR

Regulation Citation: KAR 28-31-4(d)

Description: Omitted City & Zip on mailing address

Returned to Compliance

Scheduled: 05 23 96 Actual: 05 23 96

VIOLATION # 15 Date Determined 04 18 96

New ☒ Change ☐ Delete ☐ Comments ☐

Agency S Number 38 Area GMR Class 2 Priority ☐ Type SR

Regulation Citation: KAR 28-31-4(d)

Description: Pg. 2 of 2 not provided for manifest

Returned to Compliance

Scheduled: 09 11 96 Actual: ☐ ☐ ☐

VIOLATION # 16 Date Determined 04 18 96

New ☒ Change ☐ Delete ☐ Comments ☐

Agency S Number 39 Area GLB Class 1 Priority ☐ Type SR

Regulation Citation: KAR 28-31-14

Description: 1 LDR not provided

Returned to Compliance

Scheduled: 09 11 96 Actual: ☐ ☐ ☐

VIOLATION # Date Determined ☐ ☐ ☐ ☐ ☐ ☐

New ☐ Change ☐ Delete ☐ Comments ☐

Agency S Number ☐ ☐ ☐ ☐ Area ☐ ☐ ☐ ☐ Class ☐ Priority ☐ Type ☐ ☐

Regulation Citation: ☐ ☐ ☐ ☐ ☐ ☐

Description: ☐ ☐ ☐ ☐ ☐ ☐

Returned to Compliance

Scheduled: ☐ ☐ ☐ ☐ ☐ ☐

Actual: ☐ ☐ ☐ ☐ ☐ ☐

VIOLATION # Date Determined ☐ ☐ ☐ ☐ ☐ ☐

New ☐ Change ☐ Delete ☐ Comments ☐

Agency S Number ☐ ☐ ☐ ☐ Area ☐ ☐ ☐ ☐ Class ☐ Priority ☐ Type ☐ ☐

Regulation Citation: ☐ ☐ ☐ ☐ ☐ ☐

Description: ☐ ☐ ☐ ☐ ☐ ☐

Returned to Compliance

Scheduled: ☐ ☐ ☐ ☐ ☐ ☐

Actual: ☐ ☐ ☐ ☐ ☐ ☐

State of Kansas



Bill Graves

Governor

Department of Health and Environment
James J. O'Connell, Secretary

August 5, 1996

Gary Burns, Facility Manager
Hydrocarbon Recyclers, Inc. of Wichita
2549 North New York
Wichita, Kansas 67219

Attention: Ron Robertson

Re: Hazardous Waste Compliance Inspection
EPA Identification Number: KSD007246846

Dear Mr. Burns:

Thank you for your letter dated May 23, 1996. Based on the information received violations 1 to 5, 7, 8, 13 and 14 have been corrected. However, the following information is needed to correct violations 6 and 9 to 12.

6. The containers that were cited as being in poor condition were cited for the following reasons: leaking, rusted, bulging, dented or creased, and/or crushed. Enclosed is a list of the containers that were cited, the reason and copies of the photographs taken during the inspection that shows the condition of several of the containers. The photographs clearly show some of the defects which should have been addressed during the daily inspections. (i.e. leaking drum)

You stated that your facility policy, in part, states "...and that drums whose integrity is in jeopardy be emptied, repaired, or repacked before they are placed in storage." If the integrity of a drum is in question, the drum should be refused for shipment or overpacked prior to transporting to the your facility.

It is department policy to cite a container as being in poor condition if it is leaking, severely rusted, and/or dented -- especially if the drum has a sharp crease, is crushed, bulging, etc. The department feels that if a drum is dented, it stresses the drum, i.e. causes metal fatigue, and needs to be repacked or overpacked.

The enclosed copies of photographs taken during the course of the inspection may be as examples of what is unacceptable.

9. You stated that the regulation cited was for satellite accumulation drums. This is not correct. The regulations for a satellite accumulation drum can be found in K.A.R. 28-31-4(j) and 40 CFR 262.34(c)(1). The regulations for a drum used to store hazardous waste can be found in K.A.R. 28-31-4(g) and 40 CFR 262.34(a)(3).

You stated that the Operations personnel were retrained. Is the training documented?

10. The dates of the daily inspections that were not documented are for April 5, 1996, January 16, 1996 and November 27, 1995. In your response letter dated May 23, 1996, you addressed inspection logs for inspections conducted on March 6, 1996 and March 20, 1996 regarding failure to record the date of the inspection on some pages of the inspection log. This issue is addressed as item h.
11. On the March 21, 1996 inspection, it was noted that west gate was not locked and that no one was working. It was not noted on the log how or when the problem was corrected or that a work order was issued. This problem is not mentioned on subsequent inspection logs.
12. RCRA refresher training: You stated that all employees would receive annual RCRA refresher training during the week on June 10, 1996. Please provide documentation of this training.

In addition to the violations noted during the April 1996 hazardous waste inspection, the following violations were found in addition to the violations noted on the Notice of Compliance/Non-Compliance issued on April 18, 1996:

15. Page 2 of 2 for manifest 04086 shipped August 31, 1995 was not provided as required by K.A.R. 28-31-4(d). Please provide a copy of the complete manifest.
16. The Land Disposal Restriction notice was not provided for manifest 3730306 (the five digit manifest number was illegible. Please provide a copy of the LDR.

During the inspection, several issues were identified that need to be addressed by HRI. They are as follows:

- a. The yellow hazardous waste sticker on drum 960216-GBCUN-127 identified the waste codes as D019 D022 and F022. HRI is prohibited from accepting F022 waste. Acknowledging that the F022 waste codes should have been F002, mistakes like this should be caught prior to storing the waste. How will you prevent this from happening again?

- b. Four containers were found to be stored for greater than one year. Why has this waste been stored for greater than one year? What attempts have been taken to dispose of this waste? Do you have any documentation of these attempts?
- c. Three containers were labeled "Hazardous Waste" and "Non-Hazardous Waste." Again, mistakes like this should be found when the drum is received from off-site or during the daily inspections. What steps will be taken to prevent this from happening again?
- d. Manifests 3730306, 3730305, 3730307, 303018 and 04270 are illegible. This waste was shipped to Cyanokem, Inc. in Detroit, MI. You said that the state of Michigan requires that they receive the original manifest for waste received by Cyanokem. What steps will be taken to assure that you receive a legible copy?
- e. The final signed copy of manifest 04333 was not provided. This was for a shipment of Non-RCRA regulated waste. A final signed copy should be provided to assure that the waste was received at the final TSDF. Can you provide the final signed copy of this manifest?
- f. The transporter copy for incoming manifest 00128 (NED072902513) was the only copy on file. (the transporter carbon copy did include the final signature by HRI). The LDR was not attached to the manifest. Where is the copy of the TSDF manifest and a copy of the LDR?
- g. Several drums in storage were labeled "Hazardous Waste;" however, the DOT shipping name on the label was listed as "Non-Regulated Waste" or in the waste code section "None" was written. If the contents of these drums are non-RCRA regulated waste, the yellow hazardous waste label would not be required. It is the generator's responsibility to determine if a waste is hazardous waste or a non-regulated waste; however, the drums should be labeled with the appropriate label.
- h. The daily inspection logs are nine pages long. The completed inspections are stored in a three-ring binder. There is a space on each page for the inspectors name, date and time of the inspection; however, on some inspection logs, the name of the inspector was only written on page 1. The inspectors' name and the date of the inspection should be filled out for each page, or the inspection logs should be stapled together to prevent the logs from being separated.

Notify me in writing by September 11, 1996, detailing the action taken to correct violations 6, 9 to 12, 15 and 16, including the issues identified as a to h.


Hydrocarbon Recyclers, Inc. of Wichita

August 5, 1996

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Your cooperation with the hazardous waste management program is appreciated. If you have any questions, you may call me at 316/337-6039.

Sincerely,



Teresa Hansen, CHMM
Waste Management Programs
Bureau of District Operations

cc: John Mitchell, BWM, Hazardous Waste Section, Topeka
Ron Smith, BWM, Technical Support Unit, Topeka
File - SCD, Wichita

w/o enclosures

RECEIVED

MAY 24 1996

South Central District

May 23, 1996

Teresa Hansen
Kansas Department of Health and Environment
Bureau of District Operations, South Central District
Waste Management Programs
130 S. Market, 6th Floor
Wichita, KS. 67203-3802

Dear Ms. Hansen

On April 18, 1996 the KDHE Wichita Bureau of District Operations conducted a facility inspection at the Hydrocarbon Recyclers, Inc. (HRIW) facility (EPA ID No. KSD007246846). A notice of non-compliance was issued alleging fourteen (14) violations of the Kansas Hazardous Waste Management Regulations. This letter provides HRIW's response, in accordance with the provisions of that notice. Responses are prepared in the order presented in the notice.

1. **KAR 28-31-4(c)(1)** Notification [of waste activity] was not updated.
Response: A current Notification of Waste Activity was made on May 22, 1996.

2. **KAR 28-31-4(j)** Three Satellite Containers were not closed.
3. **KAR 28-31-4(j)** Two Satellite Containers were not labeled.
4. **KAR 28-31-4(j)** One Satellite Container was not marked with accumulation start date when full.
5. **KAR 28-31-4(j)** Exceeded storage limit in satellite accumulation area.

Response: The inspector observed work in progress transferring laboratory samples stored under 40 CFR 261.4(d)(1)(v) into satellite accumulation drums for disposal. This process was continued when the inspector left, and completed later that day. In this process, incompatible samples are segregated into different drums, resulting in more than one drum being used and open at one time. All the satellite drums were properly marked and

page 1

labelled and removed into approved storage within the time allowed by regulations.

The following corrections in this procedure were made to ensure timely performance of satellite accumulation requirements;

- EPA Hazardous Waste Markings will be placed on drums to be filled with discarded samples before any waste is placed in them.
- Satellite accumulation drums will be closed and secured when the technician leaves the room for any reason.
- Satellite accumulation dates will be written on drums when they are full and closed for movement to storage.

6. Permit III.C.

Eighteen containers were in poor condition.

Response:

The drums indicated during the inspection were stable and their integrity was not compromised, i.e., they will hold their contents and will support their own weight in those cases where they are stacked. Facility policy requires that leaking drums be emptied, repaired, or packed in a secure salvage drum immediately, and that drums whose integrity is in jeopardy be emptied, repaired, or repacked before they are placed in storage.

HRIW requests that KDHE provide clear guidance defining drum conditions that are unacceptable.

7. Permit III.E.

Three containers were not closed.

Response:

The containers indicated during the inspection were properly sealed, or repackaged in sound outer containers that day.

8. KAR 28-31-4(g)/40 CFR 262.34(a)(2) Sixteen containers were not marked with accumulation start dates.

Response:

The containers noted during the inspection were remarked with their HRIW accumulation start dates. One or more operators had erroneously removed the accumulation date labels for tracking purposes. All operations personnel were retrained in the purpose and importance of these dates.

9. KAR 28-31-4(g)/40 CFR 262.34(a)(3) Nineteen containers were not labelled [with EPA Hazardous Waste markings or "Non Regulated" Markings].

Response: The regulations cited refer to requirements for satellite accumulation drums. Except the two being filled with samples as noted above, none of the containers cited during the inspection were satellite accumulation drums.

Drums which were identified during the inspection were either remarked and shipped offsite, remarked in storage, or emptied. Operations personnel were retrained in the requirement that Hazardous Waste containers have appropriate EPA markings, and in the facility standard that all containers be marked to indicate their contents.

10. Permit II.E

Three daily inspections were not documented.

Response: The dates of the alleged undocumented inspections were not cited. One inspector had failed to record the date of the inspection on some pages of the inspection logs (for inspections on March 6 and March 20, 1996). These records were completed, and the inspectors were retrained.

11. Permit II.E

Remedial action was not noted on one inspection - a work order was not issued.

Response:

The date or issue of the alleged undocumented remedial action was not cited. Some issues may not be addressed before the next daily inspection. When an issue appears on more than one inspection log, additional work orders may not be issued. Inspectors have been retrained, and a tracking mechanism established, to inform inspectors of continuing issues. Remedial actions will be recorded for each issue with the first work order written for that issue, as indicated in the Permit Application.

12. Permit II.F

(RCRA Refresher) Personnel training has not been conducted within the past year (12 months).

Response:

RCRA refresher training was conducted (as required) for all available employees during the week of April 22 - 26. All remaining employees presently requiring this annual training will

receive it during the week of June 10, 1996. The facility has established a training tracking system which will prompt when recurrent or additional training is required.

13. KAR 28-31-4(d) Page number omitted on one manifest.

Response: The manifest in question was corrected during the inspection.

14. KAR 28-31-4(d) Omitted city, state, and zip code on mailing address [one manifest].

Response: The manifest in question was corrected during the inspection.

Should you have any questions about this response please feel free to contact me or Ron Robertson of my staff at (316) 268-7500.

Sincerely;


Gary Burns
Facility Manager